

Practitioner's Docket No. 0198.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael John Dunkley et al.

Application No.: 10/822,850

Group No.: 3771

Filed: April 9, 2004

Examiner: Douglas, Steven

For: AEROSOLIZATION APPARATUS WITH AIR INLET SHIELD

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX RECEIVED

JAN 23 2009

OFFICE OF PETITIONS

REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. § 1.114)

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

TIME REQUEST IS BEING MADE

2. This request is being submitted:
 - i. Prior to abandonment of the application

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

_ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

_ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

_ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☒ facsimile transmitted to the Patent and Trademark Office, (571) 272-3282.Date: 1/23/2009Signature April Skovmand

April Skovmand

(type or print name of person certifying)

* Only the date of filing ('1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under '1.8 continues to be taken into account in determining timeliness. See '1.703(f). Consider "Express Mail Post Office to Addressee" ('1.10) or facsimile transmission ('1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Request for Continued Examination (RCE) (37 C.F.R. § 1.114)—page 1 of 3

01/26/2009 CKHLOK 00000004 190134 10022850

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Request for Continued Examination (RCE) (37 C.F.R. § 1.114)—page 1 of 3

ENCLOSURES

3. Enclosed herewith is:

An information disclosure (37 C.F.R. § 1.98)
Form PTO-1449 (PTO/SB/08A and 08B)

FEE FOR REQUEST (37 C.F.R. § 1.17(e)).

4. This application is on behalf of other than small entity.

Continued Prosecution Request Fee: 810.00

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

| | (Col.1) | (Col. 2) | (Col. 3) | OTHER THAN A SMALL ENTITY | |
|---|---|---------------------------------------|------------------|------------------------------|---------------|
| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDIT. FEE |
| TOTAL | 13 | — 20 | = 0 | x \$ 52.00 | = \$ 0.00 |
| INDEP. | 3 | — 3 | = 0 | x \$ 220.00 | = \$ 0.00 |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | + \$ 390.00 | = \$ 0.00 |
| TOTAL ADDIT. FEE | | | | | \$ 0.00 |

No additional fee for claims is required.

EXTENSION OF TIME

6. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicant believes that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE(S) DUE

7. The total fee(s) due is/are:

Continued Prosecution Fee (Section 1.17(e)) \$810.00

Fee(s) for additional claims (Section 1.16(b)-(d)) \$0.00

Total Fee(s) Due: \$810.00

PAYMENT OF FEE(S) DUE

8. Please pay the fee(s) for this continued examination application as follows:

Charge Account 190134. (Order No. 0198.00) the sum of \$810.00.

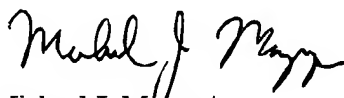
Please charge any required additional fee(s) for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to Account 190134. (Order No. 0198.00).

INVENTORSHIP

9. This application as amended names as inventors the same inventors as previously designated for the claims.

Date: January 23, 2009

Reg. No.: 30,775
Tel. No.: 650-283-6790



/Michael J. Mazza /
Signature of Practitioner
Michael J. Mazza